

MEMORANDUM TO: All Chiefs of Police and
Commissioner Thomas Carrique
Chairs, Police Services Boards

FROM: Richard Stubbings
Assistant Deputy Minister
Public Safety Division

SUBJECT: Declaration of Public Order Emergency Under the Federal
Emergencies Act

DATE OF ISSUE:	February 17, 2022
CLASSIFICATION:	General Information
RETENTION:	Indefinite
INDEX NO.:	22-0020
PRIORITY:	High

On **February 14, 2022**, the federal government declared a [public order emergency](#) under the federal *Emergencies Act* to deal with threats to national security posed by the ongoing blockades that are occurring in various locations throughout Canada.

The declaration of a public order emergency grants the Government of Canada the authority to apply special temporary measures for dealing with the emergency. These measures came into effect on **February 15, 2022**. Included below is a summary of these new measures for your reference:

1. [Emergency Measures Regulations](#)

The Emergency Measures Regulations (“Regulations”) prohibit participation in public assemblies that may reasonably be expected to lead to a breach of the peace. To that end, the Order also limits travel to or within areas where such assemblies are taking place (subject to certain exceptions), as well as uses of property for the purpose of facilitating an assembly. Second, the Regulations designate certain places, including critical infrastructure, as “protected” and provides that they may be secured.

Third, the Regulations provide that upon request by the Minister of Public Safety and Emergency Preparedness, RCMP Commissioner, or persons acting on their behalf, any person must make essential goods and services available for the removal of blockades.

Fourth, the Regulations provide that any goods or services provided in response to a request under the Regulations must be reasonably compensated by the federal government.

Finally, the Regulations authorize peace officers to take necessary measures to ensure compliance with the Regulations and creates offences for failure to comply, which are punishable by fine, imprisonment, or both.

2. Emergency Economic Measures Order

The Emergency Economic Measures Order requires specified financial entities, including online funding platforms, to fulfil various reporting obligations and determine on a continuing basis whether they are in possession or control of property that is owned, held or controlled by or on behalf of a person who is contravening the assembly-related prohibitions in the Emergency Measures Regulations. It also requires them to cease specified financial activities that could support persons contravening the assembly-related prohibitions (e.g., dealing in property owned by a person facilitating a prohibited assembly).

In addition to the above, the ministry has prepared the attached summary of federal emergency instruments for your information.

Furthermore, please note that the province's declaration of a provincewide emergency and Ontario Regulation 71/22 under the *Emergency Management and Civil Protection Act* remain in effect.

Finally, I would like to add that the province will continue to work with federal partners to provide further guidance on these federal measures, including further guidance on the meaning of "necessary measures" that peace officers may take to ensure compliance under subsection 10(1) of the federal Emergency Measures Regulations.

Thank you once again.

Sincerely,



Richard Stubbings
Assistant Deputy Minister
Public Safety Division

Attachment

c: Mario Di Tommaso, O.O.M.
Deputy Solicitor General, Community Safety